

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 4273 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE A.K.TRIVEDI

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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DINKARBHAI MULSHANKERBHAI BHATT ,CHAIRMAN

Versus

STATE OF GUJARAT

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Appearance:

MR MC BHATT for Petitioners

PUBLIC PROSECUTOR for Respondent No. 1

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CORAM : MR.JUSTICE A.K.TRIVEDI

Date of decision: 12/10/98

ORAL JUDGEMENT

1.Rule. Heard Ld.Adv.Mr.M.C.Bhatt appearing for petitioner and Ld.APP Mr.M.A.Patel for respondent.

2. In the facts and circumstances of the case without expressing any opinion on merits of the matter it is hereby ordered that in the event of arrest of the petitioners in connection with offence registered vide

Cr.Reg.No.I-0245/98 at Vejalpur PS the petitioners be released on bail in respect to offence alleged against them on their executing personal bond of Rs.5,000/- each and furnishing surety for like amount to the satisfaction of the trial court and on compliance of following conditions:

1. The petitioners shall report at Vejalpur PS, Ahmedabad on 13.10.98 and shall remain present as and when called for for interrogation by the police officer in charge of the investigation as and when required.

2. The petitioners shall report to the Vejalpur PS on 15th day of each calendar month between 11.00 am and 2.00 p.m. during the currency of this order.

3. They shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the fact of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

4. They shall not obstruct or hamper the police investigation and not play mischief with the evidence collected or yet to be collected by the police.

5. They shall at the time of execution of the bond furnish the address to the Investigating Officer and the court of the Metropolitan Magistrate, Ahmedabad and shall not change their residence till the final disposal of the case or till further orders.

6. They shall not leave the place of their residence for a period beyond five days without the permission of the court. Further they shall not leave India without the permission of the court.

7. It would be open to the investigating officer to file an application for remand if he considers it proper and the learned Magistrate would decide it on merits.

All of which conditions shall be treated as conditions on which bail is granted. This order will hold good if the petitioners are arrested at any time within 90 days from today. The order for release on bail will remain operative only for a period of ten days from the date of their arrest. Thereafter, it will be open to the petitioners to make a fresh application for being enlarged on bail which when it comes before the competent court will be disposed of in accordance with law, having regard to all the attendant circumstances and the

materials available at the relevant time uninfluenced by the fact that Anticipatory Bail is granted by this court to the petitioners.

Rule is made absolute accordingly. DS permitted.

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